

SCHLACK ITO LOCKWOOD PIPER & ELKIND

A LIMITED LIABILITY LAW COMPANY

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February 26, 2009

The Honorable Chairman and Members
State of Hawaii Public Utilities Commission
465 South King Street, Room 103
Kekuanaoa Building
Honolulu, HI 96813

FILED
2009 FEB 26 P 1:27
PUBLIC UTILITIES
COMMISSION

Re: Docket No. 2008-0274: Decoupling Proceeding

Honorable Chairman and Members of the Commission:


Enclosed is an original and eight (8) copies of a Protective Agreement (Exhibit A) executed by Douglas A. Codiga, as counsel for Blue Planet Foundation, in accordance with the Protective Order filed by the Commission on January 6, 2009, in the above-referenced Docket.

Copies of the enclosed signed Protective Agreement (Exhibit A) are today being sent to each recipient identified in the manner indicated on the attached Certificate of Service.

Thank you for your consideration in this matter.

Very truly yours,

SCHLACK ITO LOCKWOOD PIPER & ELKIND
A LIMITED LIABILITY LAW COMPANY


Douglas A. Codiga

DAC:bjm

cc: Service List

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Douglas A. Codiga, have been presented with a copy of Protective Order filed by the Hawai'i Public Utilities Commission in Docket No. 2008-0274 on the 6th day of January, 2009, ~~2008~~ ("Protective Order").

2. I am employed, retained or assisting Blue Planet Foundation in Docket No. 2008-0274, am a "Qualified Person" pursuant to paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist Blue Planet Foundation as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to Blue Planet Foundation, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to the party claiming confidentiality and I shall abide by the provisions in paragraph 28 of the Protective Order, unless otherwise permitted by paragraphs 29 and 30 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at Honolulu, Hawaii, February 26, 2009.



Signature

Douglas A. Codiga

Schlack Ito Lockwood Piper & Elkind

745 Fort Street, Suite 1500

Honolulu, HI 96813

Address

(808) 523-6047

Telephone Number

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date a copy of the foregoing document was duly served upon the following individuals by hand-delivery or by electronic service, as indicated below:

Catherine P. Awakuni Executive Director Division of Consumer Advocacy 335 Merchant Street, Room 326 Honolulu, Hawaii 96813	2 copies by hand-delivery and Electronic Service
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Dean K. Matsuura Manager, Regulatory Affairs Hawaiian Electric Company, Inc. Hawaii Electric Light Company, Inc. Maui Electric Company, Ltd. P. O. Box 2750 Honolulu, Hawaii 96840-0001	Electronic Service
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Edward L. Reinhardt President Maui Electric Company, Limited P. O. Box 398 Kahului, Hawaii 96733-6898	Electronic Service
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DATED: Honolulu, Hawaii, February 26, 2009.



DOUGLAS A. CODIGA
Attorney for Blue Planet Foundation